

**REMARKS**

Reconsideration and allowance of the subject application are respectfully requested.

Claims 1 and 3-15 are all the claims pending in the present application, as claim 2 is hereby canceled without prejudice or disclaimer. Applicant submits the pending claims define patentable subject matter.

***Claim Objections***

Claims 1-15 are objected to for various informalities. Applicant submits the informalities noted by the Examiner have been obviated by the amendments made herein. Therefore, Applicant respectfully requests that the Examiner withdraw the objections to the claims.

***Claim Rejections - 35 USC § 112***

Claims 9 and 10 are rejected under 35 U.S.C. 112, second paragraph, for minor informalities. Applicant submits the informalities noted by the Examiner have been obviated by the amendments made herein. Therefore, Applicant respectfully requests that the Examiner withdraw the rejection of the claims.

***Claim Rejections - 35 USC § 103***

Claims 1-4 and 7-15 are rejected under 35 U.S.C. 103(a) as being unpatentable over Wood (U.S. Pat. No. 5,412,375) in view of Dunlop et al. (U.S. Pat. App. Pub. No. US 2004/0203796; hereinafter “Dunlop”). Applicant traverses the rejection as follows.

Independent claim 1 recites, in part:

receiving a monitoring list by the radio network controller,  
the monitoring list including a set of air interfaces, supported by a  
node of a radio access network, by which the node can actually  
establish a telecommunication link with the user equipment, and a  
quality of service parameter for each air interface in the set of air  
interfaces[.]

Wood, on the other hand, fails to teach or suggest the above-noted features of the claimed invention. In particular, Applicant notes the Examiner admits that Wood fails to disclose “the air interfaces which support the required quality of service parameter set.” Since Wood fails to disclose or suggest the claimed air interfaces which support the required quality of service parameter set, Wood also fails to teach or suggest receiving a monitoring list by the radio network controller, the monitoring list including a set of air interfaces, supported by a node of a radio access network, by which the node can actually establish a telecommunication link with the user equipment, and a quality of service parameter for each air interface in the set of air interfaces.

Moreover, Applicant notes that although Wood describes obtaining a list of air interfaces capabilities,<sup>1</sup> Wood is silent as to receiving a list of air interfaces, including a quality of service parameter for each air interface in the set of air interfaces. Thus, Applicant submits that Wood is at least deficient in this regard.

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<sup>1</sup> See Wood, col. 3, lines 36-39.

Further, Applicant submits that Dunlop fails to cure these deficiencies of Wood. While Dunlop discusses a management system which trades resources at the various network sites against a plurality of user Quality of Service parameters to achieve required contractual levels of commitment to a multiplicity of users, Dunlop fails to specifically disclose or suggest all of the above-noted features of the claimed invention.

Accordingly, Applicant submit that independent claim 1 is patentable over the prior art of record for at least these reasons. Similarly, Applicant submits that independent claims 7-9 are patentable for analogous reasons. Similarly, Applicant submits that dependent claims 3, 4 and 10-15 are patentable, at least by virtue of their respective dependency on independent claims 1 and 9.

Claims 5 and 6 are rejected under 35 U.S.C. 103(a) as being unpatentable over Wood in view of Dunlop, as applied to claim 1 above, and further in view of Stockhusen (U.S. Pat. App. Pub. No. US 2002/0132636). Applicant respectfully traverses the rejection as follows.

Applicant submits that Stockhusen fails to cure the deficiencies of Wood and Dunlop noted above, with regard to independent claim 1. Indeed, Applicant submits Stockhusen is silent as to the claimed feature, “receiving a monitoring list by the radio network controller, the monitoring list including a set of air interfaces, supported by a node of a radio access network, by which the node can actually establish a telecommunication link with the user equipment, and a quality of service parameter for each air interface in the set of air interfaces[.]”

Accordingly, Applicant submits that dependent claims 5 and 6 are patentable, at least by virtue of their respective dependency on independent claim 1.

AMENDMENT UNDER 37 C.F.R. § 1.111  
U.S. Appln. No. 10/699,687

Attorney Docket No.: Q78089

***Conclusion***

In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly invited to contact the undersigned attorney at the telephone number listed below.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,



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